

Atty. Docket No. 625.001

Amendment to the Specification:

Please replace the paragraph at Page 5, line 12 through Page 6, line 18, with the following amended paragraph:

Preferably, an individual (who is likely a defendant required to use an ignition interlock device), when wishing to start the ignition 102, will take a test with breathalyzer 106 in conventional manner (e.g. via emitting a sufficient blow of his/her breath into the equipment). If the test determines a state of "under the influence" then, per usual, the interlock device 104 will engage to prevent activation of ignition 102 and, thus, operation of the vehicle 100 or other machinery. Preferably, breathalyzer 106 will also include an arrangement 107 (as conventionally known) for determining whether a breath sample provided by the operator is suitable for testing in the first place. As discussed below, this arrangement will preferably serve to provide an activation prompt to photographic unit 108. Thus, in accordance with a preferred embodiment of the present invention, the activation of photographic unit 108 will immediately prompt photographic apparatus 110 to take a picture of the individual who is in the process of taking a breathalyzer test. Thus, the photographic apparatus 110 will preferably be mounted in such a manner as to obtain a good view of an individual in the position at which the breathalyzer test is being taken (e.g. it could be mounted inside an automobile and aimed towards the driver's seat). The image storage arrangement 112, preferably integral with the photographic apparatus 110, will preferably be suitable for storing the obtained photographic image until such a time that it and other stored images are reviewed to determine whether the image of the photographed individual corresponds to the individual for whom the ignition interlock

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device is intended. In other words, for example, photographed images (preferably those corresponding to a "failure" condition, or an impaired state of one or more individuals) can be reviewed on a periodic basis during routine maintenance, in order to adequately ascertain whether the operator of the vehicle (or other machinery) in each instance indeed corresponded to the individual for whom the interlock device was intended.

Conceivably, when a "failure" state is indicated for a particular incident, a court may be notified. It should well be appreciated that by having an image of an individual who was being tested at the time of a "failure", a court would have the ability to confidently enforce violations of probation orders (e.g., by preventing a defendant from asserting that someone else was being tested at that point in time).